
MANDATORY FOR CITY CONSTRUCTION

Insert the language below into the following CMAR/Design-Build Contract Documents for City Construction Projects:

- *The Request for Qualifications*
- *The Agreement*

Insert goals for MBE and WBE per department policy.

Provide outline formatting as necessary.

ARTICLE ____ MWSBE REQUIREMENTS FOR CITY CONSTRUCTION

____. If the Contractor's total Construction Cost Estimate for the Project is greater than One Million Dollars, the Contractor shall make Good Faith Efforts to comply with City Ordinances and the Requirements for the City of Houston Program for Minority, Women, and Small Business Enterprises (MWSBE) for CMAR and D-B Contracts (Document 00808A). The MWSBE Participation goals for this contract (Contract Goals) are as follows:

- 1 the MBE goal is ____ percent,
- .2 the WBE goal is ____ percent, and
- .3 the PDBE goal is ____percent.
- .4 The bidder may substitute SBE participation of no more than four percent of the MBE goal, the WBE goal, or portions of the MBE Goal and WBE Goal.

____. The MBE, WBE, PDBE, and SBE goals are unique and specific to this Agreement. The Contractor shall make reasonable efforts to achieve these goals.

____. Failure by Contractor to comply with the goals for MBE, WBE, SBE, or PDBE is a material breach of the Agreement, which may result in termination of the Agreement, or such other remedy as permitted by City Ordinance or the Office of Business Opportunity's Policy and Procedures Manual.

"Good Faith Efforts" is defined in the Office of Business Opportunity's Policy and Procedures Manual, which is available at <http://www.houstontx.gov/obo/index.html>.